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Attorney General of New Jersey
Attorney for Complainant
State of New Jersey
Department of Law and Public Safety
Division of Gaming Enforcement
1300 Atlantic Avenue
Atlantic City, New Jersey 08401

By: R. Lane Stebbins
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609-317-6218

STATE OF NEW JERSEY
Division of Gaming Enforcement
Docket No.: 13-0046-VC

STATE OF NEW JERSEY, DEPARTMENT
OF LAW AND PUBLIC SAFETY,
DIVISION OF GAMING ENFORCEMENT,

Complainant,

v.

TILMAN J. FERTITTA,

Respondent.

Civil Action

COMPLAINT

Complainant, State of New Jersey, Department of Law and Public Safety,
Division of Gaming Enforcement ("Division"), located at 1300 Atlantic Avenue, Atlantic
City, New Jersey 08401, says:

Count I
(Borgata)

1. On or about May 23, 2011, GOLDEN NUGGET ATLANTIC CITY,

LLC, d/b/a Golden Nugget Hotel Casino ("Golden Nugget"), was granted an interim casino authorization.

2. Respondent, Tilman J. Fertitta ("Fertitta"), was the holder of a temporary casino key employee license issued on May 23, 2011 and, thereafter, on February 15, 2012, was issued a plenary casino key employee license. At all times relevant herein, Fertitta was the owner and President of Golden Nugget.

3. N.J.S.A. 5:12-100(n)¹ provides that:

It shall be unlawful for any casino key employee, licensee or any person who is required to hold a casino key employee license as a condition of employment or qualification to wager in any casino or simulcasting facility in this State, or any casino.

4. On August 30, 2012, Fertitta was present at the licensed premises of the Borgata Hotel, Casino and Spa ("Borgata").

5. On August 30, 2012, commencing at approximately 9:56 p.m. and continuing until approximately 11:18 p.m. within Borgata's licensed premises, Fertitta was present at Blackjack Table BJ-002. He purchased gaming chips having a value of \$2,000 and engaged in gaming activity unaware that he was not permitted to gamble in New Jersey.

6. Based upon the information in Paragraphs 1 through 5 above, for approximately 1:20, Fertitta engaged in gaming activity at Borgata at a time when he was the holder of a casino key employee license issued as a condition of qualification, which is a violation of N.J.S.A. 5:12-100(n)¹ regardless of the fact that he was unaware of the prohibition.

WHEREFORE, Complainant demands judgment as follows:

A. Judgment that Tllman J. Fertitta, by engaging in gaming activity at a time when he was the holder of a casino key employee license, violated N.J.S.A. 5:12-100(n)¹ regardless of the fact that he was unaware of the prohibition;

B. Judgment imposing an appropriate monetary penalty pursuant to N.J.S.A. 5:12-129(5) upon Tllman J. Fertitta for said violation; and,

C. Judgment imposing such other relief as may be deemed just and appropriate.

Count II
(Revel)

7. Paragraphs 1 through 3 of COUNT I are incorporated by reference herein and made a part hereof as if set forth at length herein.

8. On or about April 2, 2012, Fertitta was present at the licensed premises during the initial opening of Revel Beach Casino and Hotel ("Revel"). At that time, Fertitta purchased an undetermined amount of gaming chips and engaged gaming activity for an unspecified duration unaware that he was not permitted to gamble in New Jersey.

9. On June 17, 2012, Fertitta was again present at the licensed premises of Revel.

10. On June 17, 2012, commencing at approximately 1:14 a.m. and continuing until approximately 2:10 a.m., within Revel's licensed premises, Fertitta was present at Blackjack Table BJ-0303. He purchased gaming chips having a value of \$3,000 and engaged in gaming activity unaware that he was not permitted to gamble in New Jersey.

11. Based upon the information in Paragraphs 7 through 9 above, Fertitta, on two occasions, engaged in gaming activity at Revel at a time when he was the holder of a casino key employee license issued as a condition of qualification, in violation of N.J.S.A. 5:12-100(n)¹ regardless of the fact that he was unaware of the prohibition..

WHEREFORE, Complainant demands judgment as follows:

A. Judgment that Tllman J. Fertitta, by engaging in gaming activity on multiple occasions at a time when he was the holder of a casino key employee license, violated N.J.S.A. 5:12-100(n)1;

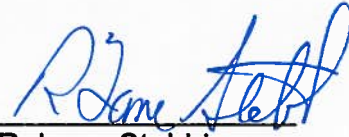
B. Judgment imposing an appropriate monetary penalty pursuant to N.J.S.A. 5:12-129(5) upon Tllman J. Fertitta for said violation; and,

C. Judgment imposing such other relief as may be deemed just and appropriate.

Respectfully submitted,

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By:


R. Lane Stebbins
Deputy Attorney General

Dated:

January 15, 2013

A-70-12-106